

STATE OF MAINE

SUPREME JUDICIAL COURT
DOCKET NO. BAR-98-2

BOARD OF OVERSEERS OF THE BAR

v.

JAMES S. HORTON

ORDER

JAN 21 1999

BOARD OF OVERSEERS OF THE BAR

James S. Horton has again petitioned for reinstatement to the Bar.¹ In accord with M. Bar R. 7.3(j), this matter was referred by the Board of Overseers of the Bar to a panel of the Grievance Commission. After hearing, the panel rendered a report and recommended that the petition be denied for failure to meet the burden imposed by Rule 7.3(j). The panel's recommendation was subsequently adopted by the Board. Rule 7.3(j)(5) provides in part:

[t]he petitioner . . . shall have the burden of presenting clear and convincing evidence demonstrating the moral qualifications, competency, and learning in law required for admission to practice law in this State. The petitioner shall also offer clear and convincing evidence that it is likely that reinstatement will not be detrimental to the integrity and standing of the Bar, the administration of justice, or to the public interest. (emphasis added).

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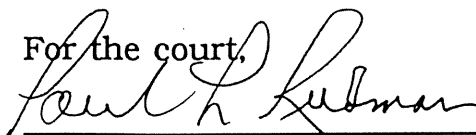
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SUPREME JUDICIAL COURT

Having viewed the record and considered carefully the arguments of counsel, the court accepts the recommendation of the panel adopted by the Board and orders that the petition for reinstatement be and hereby is denied.

DATED: January 19, 1999

For the court,



Paul L. Rudman
Associate Justice

1. Mr. Horton brought a similar petition which was denied by this court August 31, 1993.